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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

GELU DUMITRASCUTA,
 DORINA DUMITRASCUTA,
 SAMULE DUMITRASCUTA,
 DANIEL DUMITRASCUTA,

Plaintiffs,

v.

GERARD HEINAUER, Director,
 USCIS Nebraska Service Center, et al.,

Defendants.

No. C 08-2014 VRW

STIPULATION TO TRANSFER VENUE OF
 ACTION TO EASTERN DISTRICT OF
 CALIFORNIA AND ~~PROPOSED~~ ORDER

Plaintiffs, by and through their attorney of record, and Defendants, by and through their attorneys of record, hereby stipulate, subject to approval of the court, to transfer the above-entitled action to the United States District Court for the Eastern District of California pursuant to 28 U.S.C. § 1631 because Plaintiffs reside in Citrus Heights , CA, and their adjustment of status applications are with the United States Citizenship and Immigration Services in Sacramento, California.

As the time for a response to the complaint has not yet run, and in view of the uncertainty as to when this action will be docketed and assigned to a judge in the Eastern District of California, the parties further stipulate and request of the Court that the time for the Defendants to answer, move,

plead or otherwise respond to the Complaint should be extended to 60 days after the date the action is docketed and assigned to a judge in the Eastern District of California.

Date: May 20, 2008

Respectfully submitted,

JOSEPH P. RUSSONIELLO
United States Attorney

_____/s/_____
MELANIE L. PROCTOR¹
Assistant United States Attorney
Attorneys for Defendants

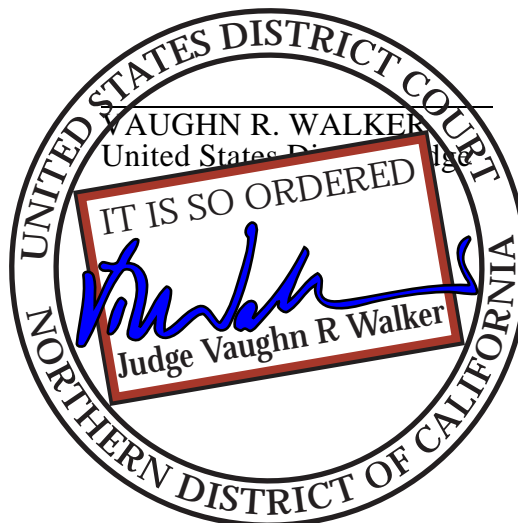
Date: May 20, 2008

_____/s/_____
ROBERT B. JOBE
Attorney for Plaintiffs

ORDER

The foregoing stipulation is approved and this action is hereby transferred to the United States District Court for the Eastern District of California, the judicial district in which this case should have been brought. The time for Defendants to answer, move, plead or otherwise respond to the Plaintiff's Complaint shall be extended to 60 days after the action is docketed, and a judge assigned, in the Eastern District of California. IT IS SO ORDERED.

Date: May 22, 2008



¹I, Melanie L. Proctor, hereby attest that I have on file all holograph signatures for any signatures indicated by a "conformed" signature (/S/) within this efiled document.